

ORDINANCE No. 188556

*Adopt new Portland City Code to define pedestrian plazas and establish prohibited conduct; and amend associated codes for sidewalk cafes, sidewalk vendors and sidewalk use. (Ordinance; create Code Section 17.43; amend 17.25.020, 17.26.020 and 14A.50)

The City of Portland ordains:

Section 1. The Council finds:

1. Council passed Ordinance No. 184690 in June 2011 authorizing the closure of SW Ankeny Street between SW 2nd and SW 3rd Avenues as a pilot program to make this a unique public space.
2. In December 2011, City Council made this closure ongoing through Ordinance No. 185073 granting permission to have seating for abutting property owners, business owners, and their customers and found that granting permission was not detrimental to the public interest.
3. In 2015, the Portland Bureau of Transportation (PBOT) moved forward with restriping the intersection of SW 3rd and Ankeny to create additional space where the sidewalk is particularly narrow and the area has high levels of pedestrian congestion.
4. Additionally, the Portland Development Commission provided a grant to the adjacent property owners to create a distinctive space utilizing Ankeny Alley and the adjacent area on SW 3rd Avenue.
5. In July 2016, City Council passed Ordinance No. 187912 adopting Interim Pedestrian Plaza rules governing the public spaces.
6. In conjunction with pursuing the demonstration project for Ankeny Plaza, PBOT is completing a citywide livable streets strategy allowing for and making accessible the ability for the community, property owners, and business owners to create their own unique spaces. This citywide approach will be brought to City Council in October 2017.
7. In collaboration with the Portland Police Bureau, the City Attorney's Office, and the Multnomah County District Attorney's Office, PBOT has modified the Interim Pedestrian Plaza rules into permanent Portland City Code.

NOW, THEREFORE, the Council directs:

- a. City Code Section 17.43 is adopted as shown in Exhibit A.
- b. City Code Sections 17.25.020, 17.26.020, and 14A.50 is amended as shown in Exhibit B.

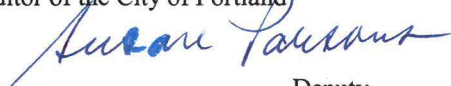
Section 2. The Council declares that an emergency exists because PBOT desires the rules to be made permanent allowing any necessary enforcement actions to be addressed upon adoption; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **AUG 16 2017**

Commissioner Dan Saltzman
Prepared by: Rich Eisenhauer/Jody Yates
Date Prepared: August 7, 2017

Mary Hull Caballero
Auditor of the City of Portland

By


Deputy

Agenda No.
ORDINANCE NO.

to Title

*Adopt new Portland City Code defining pedestrian plazas and establishing prohibited conduct, and amend associated codes for sidewalk cafes, sidewalk vendors and sidewalk use. (Ordinance; create Code Section 17.43; amend 17.25.020, 17.26.020, and 14A.50)

<p>INTRODUCED BY Commissioner/Auditor: <i>Don Saltzman</i> COMMISSIONER STEVEN WICK</p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - <i>Wheeler</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - <i>Saltzman</i></p> <p>Position 4/Safety – Eudaly</p> <p>BUREAU APPROVAL</p> <p>Bureau: Transportation Development, Permitting & Transit Group Division Mgr: Christine Leon Assistant Director: Chris Warner</p> <p>Prepared by: Rich Eisenhauer/Jody Yates</p> <p>Date Prepared :August 7, 2017</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date August 16, 2017</p>	<p>CLERK USE: DATE FILED <u>AUG 08 2017</u></p> <p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA

TIME CERTAIN

Start time: _____
Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR

Total amount of time needed: 10 minutes
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Eudaly	4. Eudaly	_____	
Wheeler	Wheeler	✓	